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Attorney Docket No. 990360/HG

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant : Masataka KINJO
Serial No. : 09/325,189
Filed : June 3, 1999
For : METHOD OF ANALYZING A
TARGET NUCLEIC ACID
Art Unit : 1656
Examiner : J. Tung

AMENDMENT UNDER 37 CFR 1.116

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

**EXPEDITED PROCEDURE
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Date of Deposit: July 12, 2001

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Ryan Reynolds
Ryan Reynolds

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

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Responsive to the Office Action mailed April 25, 2001 (Paper No. 12), the term for response to which expires on July 25, 2001, please amend the application as follows.

IN THE CLAIMS:

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D1 Sub E2
3. (Twice Amended) A method according to claim 2, wherein, in the measurement step, a fluctuation motion of the amplified nucleic acid labeled with the marker molecule in fluid is measured.

4. (Twice Amended) A method according to claim 3, wherein the evaluation step comprises a measurement which is affected by fluorescence correlation spectroscopy.